



Copyright Arbitration Royalty Panels • United States Copyright Office  
Library of Congress • P.O. Box 70977, Southwest Station • Washington, D.C. 20024  
TEL (202) 707-8380 • FAX (202) 252-3423 • www.copyright.gov

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NOV 28 2006

Copyright Royalty Board

May 25, 2006

Ms. Marie Whitehead  
Keller Entertainment Group, Inc.  
14225 Ventura Blvd.  
Sherman Oaks, California 91423

Dear Ms. Whitehead:

The Copyright Office received the claim filed on behalf of Keller Entertainment Group for 2002 satellite royalties on August 5, 2003, five days after the statutory deadline. As a result, the Copyright Office must reject your claim for this year. This rejection, however, does not affect your right to file a claim for satellite royalties in future years.

According to the Copyright Act of 1976, a claimant must file a claim with the Copyright Office during the month of July. 17 U.S.C. § 119(b)(4)(A).<sup>1</sup> By regulation, the Copyright Office established that you may meet the statutory deadline if: (1) the Copyright Office receives the claim during the month of July or, when appropriate, by the first business day in August when July 31 falls on a nonbusiness day, or (2) the claim is properly addressed and bears a **July postmark of the U.S. Postal Service**. 37 C.F.R. § 259.4(a), (b).<sup>2</sup> Claims dated only with a business meter that are received after July 31 will not be accepted as timely. 37 C.F.R. § 259.4(c).

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<sup>1</sup> On November 30, 2004, the President signed into law the Copyright Royalty and Distribution Reform Act of 2004 ("CRDRA"), Pub. L. No. 108-419, 118 Stat. 2341. This Act, which became effective on May 31, 2005, amends the Copyright Act, title 17 of the United States Code, by phasing out the Copyright Arbitration Royalty Panel ("CARP") system and replacing it with three permanent Copyright Royalty Judges ("CRJs"). Consequently, the CRJs now carry out the functions heretofore performed by the CARPs, including the taking in and processing of claims filed under sections 111, 119, and Chapter 10. 17 U.S.C. § 801. However, since your claim was filed prior to the effective date of the CRDRA, the references made herein to title 17 of the United States Code are as it existed prior to May 31, 2005.

<sup>2</sup> Because the Copyright Royalty Board, the institutional entity within the Library of Congress that houses the CRJs, now has jurisdiction over claims and has published procedural regulations governing the filing of claims, the corresponding CARP regulations cited to herein are no longer needed and have been removed. See 70 FR 38023 (July 1, 2005). Again, because your claim was filed prior to effective date of the CRDRA, reference is made to the filing regulations as they existed on July 31, 2003.

# ATTACHED NOTES

11/28/06

Returned by USPS

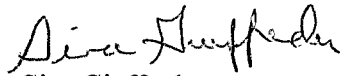
ble company mail out

left no forwarding address

- 2 -

A photocopy of the envelope as received by the Office, which bears a July 31, 2003, business meter mark, has been enclosed for your inspection. In the future, you can assure yourself that the claim will be accepted as timely if you file the claim in accordance with the Copyright Royalty Board regulations governing the filing of satellite claims, 37 C.F.R. § 360.13.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gina Giuffreda".

Gina Giuffreda  
Attorney Advisor

Enclosures as indicated

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AUG 5 2003

JOINT CLAIM FOR SATELLITE RETRANSMISSION ROYALTY FEES  
GENERAL COUNSEL  
OF COPYRIGHT

United States Copyright Office

In accordance with section 119 of the Copyright Act, 17 U.S.C., and Part 257 of the Copyright Office regulations, 37 CFR 257.1 *et seq.*, the copyright owner claimant named herein files with the Copyright Office of the Library of Congress a claim to royalty payments collected from satellite carriers retransmitting copyrighted programming contained on over-the-air television broadcast signals. This joint claim to royalties is for fees collected from satellite carriers during calendar year 2002.

*You must provide the requested information for each item:*

1. Full name and address (including a specific number and street name or rural route) of the person or the entity filing the joint claim to royalties on behalf of the copyright owners.

KELLER ENTERTAINMENT GROUP, INC

14225 VENTURA BLVD.

SHERMAN OAKS, CA 91423

Telephone number of person or entity filing the claim: (818) 981-4950 ext 22

Facsimile number, if any, of person or entity filing the claim: (818) 501-6224

2. Full legal names and addresses of the copyright owners entitled to claim the joint royalty fees. **DO NOT** include names of subsidiaries, parent companies, etc., if they are not a copyright owner entitled to royalties.

KELLER ENTERTAINMENT GROUP, INC.

AMERICAN FIRST RUN STUDIOS

CONAN PROPERTIES/CE LLC

3. General statement of the nature of the copyright owners' works (examples: motion pictures, syndicated television series, sports broadcasts, music)

SYNDICATED TELEVISION SERIES

4. The copyrighted broadcast program TARZAN, THE EPIC ADVENTURES, which is owned by KELLER ENTERTAINMENT GROUP, was the subject of a primary transmission on 1/1-12/31, 2002, made by broadcast station KNBC, which is licensed to the city of LOS ANGELES, CA, and was simultaneously retransmitted by a satellite carrier known as DIRECTV, INC. to subscribers located outside that station's local market.

5. Signatures: *(Required unless filing electronically)* ***The person or persons signing this claim form represent that they are duly authorized by the copyright owners identified herein to make this filing on their behalf.***

Marie E. Whitehead on behalf of KELLER ENTERTAINMENT GROUP, INC

MARIE WHITEHEAD  
*(Typed or printed name)*

\_\_\_\_\_ on behalf of \_\_\_\_\_

\_\_\_\_\_  
*(Typed or printed name)*

KELLER ENTERTAINMENT GROUP, INC.



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AUG 5 2003

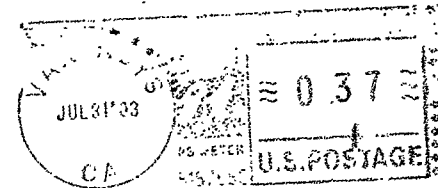
GENERAL COUNSEL  
OF COPYRIGHT

Info. & Ref. Div.

AUG 04 2003

Copyright Office

COPYRIGHT ARBITRATION ROYALTY PANEL  
P.O. BOX 70977  
SOUTHWEST STATION  
WASHINGTON, DC 20024



THE LIBRARY OF CONGRESS  
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CRB

L5

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JUN 13 2006

~~Consent~~  
~~Unsettled~~

Ms. Marie Whitehead  
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Copyright Royalty Board

→ Anna Giuffreda